# **DECLARATION & POWER OF ATTORNEY**

As a below-named inventor, I hereby declare that:

My correct city and state of residence, my post office address and my citizenship are stated below next to my name.

I believe myself to be the original, first and sole inventor (if only one name is listed below) or an original and first joint inventor (if more than one name is listed below) of the subject matter which is disclosed and claimed and for which a patent is sought on the invention entitled:

"Methods and Systems for Providing a Virtual Touch Haptic Effect to Handheld Communication Devices"

|  | _   | Device  | s"  |   |   |   |
|--|---|---|---|---|---|---|
| The specification  | on of this subject m  | natter:   |   |   |   |   |
|  | is attached heret   | 0.  |   |   |   |   |
| $\boxtimes$  | was filed on June   | e 8, 2005 as United Sta   | ites Applicat   | tion Number <u>1</u>  | 0/538,161   |   |
|  | and was amende  | d on  | (if appl  | icable).  | -   |   |
|  | was filed on Dece<br>PCT/US2003/038   | ember 8, 2003 as PCT<br>3862  | Internationa  | al Application  | Number  |   |
|  | and was amende  | d on  | (if appl  | icable).  |   |   |
| application, inclided not believe the my invention there invention there is ale in the Unite has not been parapplication in arrepresentatives design patent and application in accomplication in | uding the claims, a hat the claimed invereof, or patented of or more than oned States of Ameriatented or made they country foreign or assigns more to pplication) prior to wledge the duty to ccordance with 37 | disclose information v<br>C.F.R. §1.56(a).                                    | nendment(s)<br>n or used in<br>nted publica<br>lication, that<br>prior to this<br>or's certifica<br>America on<br>a utility pat<br>which is mat | referred to a<br>the United Station in any co<br>the same was<br>application, a<br>te issued befor<br>an application<br>ent application | bove. I do nates of Ame untry before s not in publand that the interest the date on filed by mean) or six moramination of | ot know and rica before my ic use or on invention of this e or my legal oths (for a |
| patent or invent   | or's certificate liste  | ority benefits under 35<br>ed below and have also<br>ling date before that of | identified b  | elow any fore   | ign applicati   | on for patent   |
| PRIOR FOREIC   | ON APPLICATION  | <u>(S)</u>  | Priority  | Claimed   |   | ed Copy<br>ched?  |
| Number   | Country   | Month/Day/Year<br>Filed   | Yes   | No  | Yes   | No  |
| <u></u>  |   |   |   |   |   |   |

#### **PROVISIONAL PATENT APPLICATION(S)**

| I hereby claim the benefit under 35 U.S.C. | §119(e) of any United States provisional application(s) |
|--|---|
| listed below:                              |   |
|  |   |

| 60/431,662         | December 8, 2002 |
|--------------------|------------------|
| Application Number | Filing Date      |

#### PARENT PATENT APPLICATION(S)

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in these prior United States application(s) in the manner provided by 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

| Application No. | Filing Date | Status (Issued, Pending, Abandoned) |
|-----------------|-------------|-------------------------------------|
| Application No. | Filing Date | Status (Issued, Pending, Abandoned) |
| Application No. | Filing Date | Status (Issued, Pending, Abandoned) |
| Application No. | Filing Date | Status (Issued, Pending, Abandoned) |

I hereby appoint practitioners associated with **Customer Number**: **60,140** as attorneys of record with full power of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith. If this application is assigned by me I agree and understand that the above-named attorneys will represent the assignee and not me.

Please send all correspondence and direct all telephone calls to the address associated with

#### Customer Number 60,140.

| FULL NAME OF                | FIRST Name             | MIDDLE Initial(s)           | LAST Name               |          |
|-----------------------------|------------------------|-----------------------------|-------------------------|----------|
|                             | Danny                  | A.                          | Grant                   |          |
| RESIDENCE AN<br>CITIZENSHIP |                        | State or Foreign Country    | Country of Cit          | izenship |
|                             | Montreal               | Quebec, Canada              | Canada                  |          |
| POST OFFICE<br>ADDRESS      | Number and Street      | City                        | State or Country        | Zip Code |
|                             | 5961 de la Roche, #4   | Montreal                    | Quebec, Canada          | H2S 2C8  |
| FULL NAME OF INVENTOR 2     | FIRST Name             | MIDDLE Initial(s)           | LAST Name               |          |
|                             | Jeffrey                |                             | Eid                     |          |
| RESIDENCE AN<br>CITIZENSHIP | ID City                | State or Foreign Country    | Country of Cit          | izenship |
|                             | Danville               | California                  | USA                     |          |
| POST OFFICE<br>ADDRESS      | Number and Street      | City                        | State or Country        | Zip Code |
|                             | 105 Shadwell Drive     | Danville                    | California              | 94506    |
|                             |                        |                             |                         |          |
| FULL NAME OF INVENTOR 3     |                        | MIDDLE Initial(s)           | LAST Name               |          |
| RESIDENCE AN CITIZENSHIP    | Shoichi D City         | State or Foreign Country    | Endo<br>Country of Cit  | izenship |
|                             | Cupertino              | California                  | Japan                   |          |
| POST OFFICE<br>ADDRESS      | Number and Street      | City                        | State or Country        | Zip Code |
|                             | 20268 Northwest Square | Cupertino                   | California              | 95014    |
| FULL NAME OF INVENTOR 4     | FIRST Name             | MIDDLE Initial(s)           | LAST Name               |          |
|                             | Erik                   | J.                          | Shahoian                |          |
| RESIDENCE AN<br>CITIZENSHIP | D City                 | State or Foreign Country    | Country of Cit          | izenship |
|                             | San Ramon              | California                  | USA                     |          |
| POST OFFICE<br>ADDRESS      | Number and Street      | City                        | State or Country        | Zip Code |
|                             | 3208 El Suyo Drive     | San Ramon                   | California              | 94583    |
| FULL NAME OF INVENTOR 5     |                        | MIDDLE Initial(s)           | LAST Name               |          |
| DECIDENCE AND               | Dean City              | C. State of Farcian Country | Chang<br>Country of Cit | izenshi= |
| RESIDENCE AN<br>CITIZENSHIP | D City                 | State or Foreign Country    | Country of Cit          | izensnip |
|                             | Gaithersburg           | Maryland                    | USA                     | <u> </u> |
| POST OFFICE<br>ADDRESS      | Number and Street      | City                        | State or Country        | Zip Code |
|                             | 330 Alderwood Drive    | Gaithersburg                | Maryland                | 20878    |
|                             |                        |                             |                         |          |

Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon. 06/04/25 FIRST INVENTOR Danny A. Grant **SECOND INVENTOR** Date Jeffrey Eid THIRD INVENTOR Date Shoichi Endo **FOURTH INVENTOR** Date Erik J. Shohian FIFTH INVENTOR Date

Dean C. Chang

I further declare that all statements made herein of my own knowledge are true and that all statements made upon information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under

| FIRST INVENTOR                     | Date    |  |
|------------------------------------|---------|--|
| Danny A. Grant                     |         |  |
| Anti)                              | 4/25/06 |  |
| SECOND INVENTOR  Jeffrey Eid       | Date 1  |  |
| THIRD INVENTOR<br>Shoichi Endo     | Date    |  |
| FOURTH INVENTOR<br>Erik J. Shohian | Date .  |  |
| FIFTH INVENTOR Dean C. Chang       | Date    |  |

| FIRST INVENTOR<br>Danny A. Grant   | Date           |  |
|------------------------------------|----------------|--|
| SECOND INVENTOR Jeffrey Eid        | Date           |  |
| THIRD INVENTOR<br>Shoichi Endo     | Date 4/25/2006 |  |
| FOURTH INVENTOR<br>Erik J. Shohian | Date           |  |
| FIFTH INVENTOR                     | Date           |  |

| FIRST INVENTOR<br>Danny A. Grant        | Date |         |  |
|---|------|---------|--|
| SECOND INVENTOR<br>Jeffrey Eid          | Date |         |  |
| THIRD INVENTOR Sholchi Endo             | Date | 5-14-06 |  |
| FOURTH INVENTOR Erik J. Shehien Shaho(a | Date |         |  |
| FIFTH INVENTOR Dean C. Chang            | Date | •       |  |

| FIRST INVENTOR Danny A. Grant      | Date    |  |
|------------------------------------|---------|--|
|                                    |         |  |
| SECOND INVENTOR  Jeffrey Eid       | Date    |  |
| THIRD INVENTOR<br>Shoichi Endo     | Date    |  |
| FOURTH INVENTOR<br>Erik J. Shohian | Date .  |  |
| Van Ch                             | 5/25/06 |  |
| FIFTH INVENTOR Dean C. Chang       | Date    |  |

# 37 C.F.R. §1.56 Duty to disclose information material to patentability

- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§1,97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:
  - (1) Prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) The closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and
  - (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
    - (2) It refutes, or is inconsistent with, a position the applicant takes in:
      - (i) Opposing an argument of unpatentability relied on by the Office, or
      - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
  - (1) Each inventor named in the application;
  - (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or

prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

SV #249624 v1

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

LICANT:

Danny A. Grant et al.

SERIAL NO.:

10/538,161

FILING DATE:

June 8, 2005

TITLE:

Methods and Systems for Providing a Virtual Touch Haptic Effect to

Handheld Communication Devices

**EXAMINER:** 

unassigned

ART UNIT:

unassigned

#### **CERTIFICATE OF MAILING**

I hereby certify that this paper is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Missing Parts, Commissioner for Patents, Alexandria, VA 22313-1450, on the date printed below:

Date: 6/14/06

Mail Stop Missing Parts **Commissioner for Patents** P.O. Box 1450 Alexandria, VA 22313-1450

#### DECLARATION OF LACK OF DECEPTIVE INTENT

Shahoran I, Erik J. Shohian, am an inventor of the subject matter claimed in US Patent Application Serial Number 10/538,161 which claims priority from PCT Application Number PCT/US2003/038862 in which I was not named as an inventor. I hereby confirm that any error in inventorship in the international application occurred without deceptive intention on my part.

JUN 1 9 JOOG E

Docket No.: IMMR-0152D (034701-000517)

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

Danny A. Grant et al.

SERIAL NO.:

10/538,161

FILING DATE:

June 8, 2005

TITLE:

Methods and Systems for Providing a Virtual Touch Haptic Effect to

Handheld Communication Devices

**EXAMINER:** 

unassigned

ART UNIT:

unassigned

#### **CERTIFICATE OF MAILING**

I hereby certify that this paper is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Missing Parts, Commissioner for Patents, Alexandria, VA 22313-1450, on the date printed below:

Date: 6/14/06

Name

Monica Piyarr

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

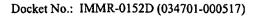
#### DECLARATION OF LACK OF DECEPTIVE INTENT

I, Dean C. Chang, am an inventor of the subject matter claimed in US Patent Application Serial Number 10/538,161 which claims priority from PCT Application Number PCT/US2003/038862 in which I was not named as an inventor. I hereby confirm that any error in inventorship in the international application occurred without deceptive intention on my part.

Bv:

Date:

· 5/2</01





# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

LICANT:

Danny A. Grant et al.

**SERIAL NO.:** 

10/538,161

FILING DATE:

June 8, 2005

TITLE:

Methods and Systems for Providing a Virtual Touch Haptic Effect to

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unassigned

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Date: 6/14/06

Mail Stop Missing Parts **Commissioner for Patents** P.O. Box 1450 Alexandria, VA 22313-1450

#### **CONSENT OF ASSIGNEE**

Dear Sir:

I, Laura Peter, am Vice President and General Counsel of Immersion Corporation and am authorized to execute this Consent of Assignee. Immersion Corporation herby consents to the addition of inventors Erik J. Shohian and Dean C. Chang to the above-captioned patent application.

By: Dans A. Pele.

Date: 21 April 2006



PTC/SB/96 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

OTATEMENT UNDER 27 CER 2 72/b)

| STATEMEN  | 11 UNDER 37 CFR 3.73(b)   |
|---|---|
| Applicant/Patent Owner: Immersion Corporation   |   |
| Application No./Patent No.: 10/538,161  | Filed/Issue Date: June 8, 2005  |
| Entitled: Methods and Systems for Providing a Virtu   | ual Touch Haptic Effect to Handheld Communication Devices   |
|   |   |
| Immersion Corporation   | a Compration  |
|   | (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)                         |
| ·   |   |
| states that it is:  |   |
| 1.  the assignee of the entire right, title, ar   |   |
| 2. an assignee of less than the entire righ   |   |
| The extent (by percentage) of its ov  |   |
| in the patent application/patent identified above by  |   |
| A. An assignment from the inventor(s) of the pa<br>recorded in the United States Patent and Tra<br>thereof is attached.   | tent application/patent identified above. The assignment was idemark Office at Reel, Frame, or for which a copy |
| OR  |   |
| B. A chain of title from the inventor(s), of the pa<br>shown below:   | tent application/patent identified above, to the current assignee as  |
| 1 From:   | To:   |
| From:  The document was recorded in the Unit  | ro<br>red States Patent and Trademark Office at   |
| Reel, Frame, or for which a   |   |
|   |   |
| 2. From:  | To:   |
|   | ted States Patent and Trademark Office at   |
| Reel, Frame, or for which   | a cupy thereon is attached.   |
| 3. From:  | To:   |
|   | led States Patent and Trademark Office at   |
| Reel, Frame, or for which   | a copy thereof is attached.   |
| ☐ Additional documents in the chain of titl   | le are listed on a supplemental sheet.  |
|   |   |
| □ Copies of assignments or other documents in the state of th |   |
| (NOTE: A separate copy (i.e., a true copy of the  | e original document(s)) must be submitted to Assignment<br>e assignment is to be recorded in the records of the |
| USPTO. <u>See</u> MPEP 302.08]  |   |
| The undersigned (whose title is supplied below) is  | authorized to act on behalf of the assignee.  |
| Stura A. Reter  | 21 april 2006   |
| Signature   | Date  |
| Laura A. Peter  | 408.467.1900  |
| Printed or Typed Name   | Telephone Number  |
| Vice President and General  | -   |
| Counsel   |   |
| Title   |   |

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450.

#### **ASSIGNMENT**

WHEREAS, we, Danny A. Grant, a citizen of Canada, residing at 5961 Rue de la Roche #4,

Montreal, Quebec H2S 2C8, Canada, Jeffrey Eid, a citizen of the United States of America, residing at

105 Shadwell Drive, Danville, CA 94506, Shoichi Endo, a citizen of Japan, residing at 20268 Northwest

\$\int ha\ho\_1 a \times\$

Square, Cupertino, CA 95014, Erik J. Shohian, a citizen of the United States of America, residing at 3208

El Suyo Drive, San Ramon, CA 94583 and Dean C. Chang, a citizen of the United States of America,

residing at 330 Alderwood Drive, Gaithersburg, MD 20878, have invented an "Methods and Systems

for Providing a Virtual Touch Haptic Effect to Handheld Communication Devices" for which we

have executed application papers for a U.S. patent thereon, which was filed on June 8, 2005, serial no.

10/538,161; and

WHEREAS, Immersion Corporation, a Delaware corporation, having a place of business located at 801 Fox Lane, San Jose, CA 95131, is desirous of acquiring the exclusive right, title and interest in and to said invention and in and to the Letters Patent to be granted and issued therefor in the United States of America and its territories and possessions, and all countries foreign thereto;

NOW, THEREFORE, for a valuable consideration, the receipt of which is hereby acknowledged, we, Danny A. Grant, Jeffrey Eid, Shoichi Endo, Erik J. Shohian and Dean C. Chang, do sell, assign, transfer and set over unto the said Immersion Corporation, its successors and assigns, the full and exclusive right, title and interest in and to said invention, and in and to any and all Letters Patent to be granted and issued therefor, not only for, to and in the United States of America, its territories and possessions, but also for, to and in all other countries including all priority rights under the International Convention; and we hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to said Immersion Corporation, its successors and assigns, in accordance with this Assignment.

Re: U.S. Patent Application entitled: Methods and Systems for Providing a Virtual Touch Haptic

**Effect to Handheld Communication Devices** 

Inventor: Danny A. Grant

Monvel Coz

April 25/2006

Re: U.S. Patent Application entitled: Methods and Systems for Providing a Virtual Touch Haptic Effect to Handheld Communication Devices

Inventor: Jeffrey Eid

| WITNESS MY HAND at   |
|--|
| Jeffrey Eid J  |
| STATE OF CALIFORNIA  COUNTY OF Anti Clara  On this 25 and day of Anti Anti Anti Before me,   |
| me (or proved to me on the basis of satisfactory evidence) to be the person/s whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacities, and that by his/her/their signature/s on the instrument the person/s of the entity upon behalf of which the person/s acted, executed the instrument.   |
| WITNESS my hand and official seal.   |
| ROSEMARIE B. RAMOS COMM. #1418737 M OTARY PUBLIC  NOTARY PUBLIC  N |

Re: U.S. Patent Application entitled: Methods and Systems for Providing a Virtual Touch Haptic Effect to Handheld Communication Devices

Inventor: Shoichi Endo

| WITNESS MY HAND at                             | San Jas  | (city, state)  | , this   |    |
|--|--|--|--|----|
| at day of                                      | April  | <u>ેંં, સ્ટ</u>  | <u>~6</u> .  |    |
| (date)   | (mor   | nth)   | (year)   |    |
| Shoichi Endo                                   |  | ···  |  |    |
| STATE OF CALIFORNIA  COUNTY OF South Cal       | mi_  | )<br>) ss.<br>_)   |  |    |
| On this da | sis of satisfactory<br>ent and acknowled<br>es, and that by his/ | personally appeared<br>evidence) to be the p<br>lged to me that he/sh<br>her/their signature/s | e/they executed the same in on the instrument the person/s |    |
| WITNESS my hand and                            | official seal.   |  |  |    |
| ROSEMARIE COMM. #10 Notary Public BANTA CLAR   | 416737 m<br>California 60  | ( J. W. M.)  | OTARY PUBLIC   | Ø) |

Re: U.S. Patent Application entitled: Methods and Systems for Providing a Virtual Touch Haptic

**Effect to Handheld Communication Devices** Inventor: Erik J. Shohian Shaharam WITNESS MY HAND at San Ramon, California STATE OF CALIFORNIA COUNTY OF \_\_\_\_ , a Notary Public, personally appeared Erik J. Shohian, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person/s whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacities, and that by his/her/their signature/s on the instrument the person/s or the entity upon behalf of which the person/s acted, executed the instrument. WITNESS my hand and official seal.

**NOTARY PUBLIC** 

Re: U.S. Patent Application entitled: Methods and Systems for Providing a Virtual Touch Haptic Effect to Handheld Communication Devices

Inventor: Dean C. Chang

| WITNESS MY HAND at _         | Rock.   | ill MD  | , this  |   |
|------------------------------|---|---|---|---|
| 25 da                        | s M   | (city, state)   | 2006.   |   |
| (date)                       | y or  | (month)   | (year)  |   |
| 24                           |   | _   |   |   |
| Dean C. Chang                |   |   |   |   |
| STATE OF MARYLAND            |   | )   |   |   |
| COUNTY OF                    | •   | ) ss.<br>)  |   |   |
| On this                      | day of  | hlic nerconally ann   | before me, peared Dean C. Chang, personally know  | m |
| subscribed to the within ins | he basis of satisfact<br>trument and acknot<br>acities, and that by | story evidence) to be<br>wledged to me that<br>his/her/their signat | be the person/s whose name is/are at he/she/they executed the same in ature/s on the instrument the person/s or |   |
| WITNESS my hand              | d and official scal.  |   |   |   |
|                              |   | <del> </del>  | NOTARY PUBLIC   |   |